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THE BOARD OF TRUSTEES OF THE

LELAND STANFORD JUNIOR UNIVERSITY

(erroneously sued as "THE LELAND STANFORD JR. UNIVERSITY")

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

DIANNA JOUAN, an individual

Plaintiff,

vs.

THE LELAND STANFORD JR.

UNIVERSITY a California corporation; and

DOES 1 through 10, inclusive,

Defendants.

CASE NO. 5:22-CV-03779-NC

**JOINT REQUEST TO MODIFY
SCHEDULING ORDER AND
[PROPOSED] ORDER**

Complaint Filed: June 27, 2022

FAC Filed: August 16, 2022

SAC Filed: March 1, 2023

Pursuant to FRCP 16(b)(4), Plaintiff DIANNA JOUAN ("Plaintiff") and Defendant

THE BOARD OF TRUSTEES OF THE LELAND STANFORD JUNIOR UNIVERSITY

(erroneously sued as "THE LELAND STANFORD JR. UNIVERSITY") ("Defendant")

(collectively, the "Parties") hereby stipulate and agree as follows:

1 Whereas, the Parties had an Initial Case Management Conference on January 5, 2023;

2 Whereas, during the Case Management Conference, the Parties expressed a desire to
3 use a mediator from the Northern District Panel and further expressed that they would do
4 limited discovery prior to mediation in an effort to keep costs and fees to a minimum in an
5 effort to settle the matter;

6 Whereas, the Court appointed Judith Droz Keyes as the mediator;

7 Whereas, due to Ms. Keyes' schedule and the trial schedules of the Parties' lead
8 attorneys, the mediation could not take place until August 10, 2023;

9 Whereas, the case did not settle, the mediation process is ongoing, and further facilitated
10 discussions are expected by October 10, 2023 (see Dock. No. 49);

11 Whereas, the Parties have forestalled significant discovery pending mediation efforts;

12 Whereas, Plaintiff has informed Defendant of its need to take ten (10) depositions and
13 will be prejudiced if additional time is not provided to conduct those depositions;

14 Whereas, the Parties remain optimistic that this case will be resolved with further
15 mediation but recognize that the Parties will require additional time to engage in the significant
16 discovery efforts in order to prepare this case for trial should mediation not be successful in
17 resolving this case;

18 Whereas, the Parties previously requested and this Court approved a (revised)
19 Stipulation and Proposed Order Changing Time (see Doc. Nos. 45 and 46), requiring all non-
20 expert discovery to be completed by October 27, 2023, all expert witness reports to be disclosed
21 by November 27, 2023, all rebuttal expert witness reports disclosed by December 18, 2023, and
22 all expert witness discovery completed by December 22, 2023; and

23 Whereas, the Order Changing Time (see Dock. Nos. 45 and 46) did not change the
24 scheduled jury trial date, which is currently set for February 26, 2024;

25 THEREFORE, IT IS HEREBY STIPULATED by and between the Parties that, in accordance
26 with the provisions of the United States District Court, Northern District of California, Civil
27 Local Rule 6-2, all dates and deadlines except the pretrial conference and trial dates be extended
28 as detailed in the below revised scheduling plan or to dates convenient for this Court's calendar.

<u>Deadlines</u>	<u>Proposed Dates</u>
Non-Expert Discovery Cut-Off	January 26, 2024
Non-Expert Discovery Motion Hearing Deadline	February 9, 2024
Expert Disclosures	February 9, 2024
Expert Witness Reports	February 26, 2024
Rebuttal Expert Disclosures	March 18, 2024
Rebuttal Expert Witness Reports	March 18, 2024
Dispositive Motions Hearing Deadline	March 20, 2024
Expert Discovery Cut-off	March 22, 2024
Pretrial Statements	April 10, 2024
Final Pretrial Conference	April 24, 2024
Trial	May 27, 2024

Pursuant to Local Rule 5-1(h)(3) the filer of this document attests that concurrence in the filing of the same has been obtained from each of the signatories.

Dated: September 15, 2023

QUINTANA HANAFLI, LLP

By: /s/Rory C. Quintana
RORY C. QUINTANA
Attorneys for Plaintiff
DIANNA JOUAN

Dated: September 15, 2023

GORDON REES SCULLY MANSUKHANI, LLP

By: /s/ Sara A. Moore
LINDA M. MORONEY
SARA A. MOORE
MATTHEW A. MALLET
Attorneys for Defendant
THE BOARD OF TRUSTEES OF THE
LELAND STANFORD JUNIOR UNIVERSITY

[PROPOSED] ORDER

Jouan v. The Leland Stanford Jr. University
USDC/NDCA, Case No. 5:22-CV-03779-BLF

The Court having considered the stipulation of the Parties, and good cause appearing therefore, orders as follows:

1. The February 26, 2024 trial date and all related dates and deadlines are vacated.

2. All non-expert discovery must be completed by _____ and the non-expert discovery motion deadline is _____.

3. Disclosure of expert testimony and reports under Federal Rule of Civil Procedure 26(a)(2) must be made by _____, disclosure of rebuttal expert testimony and reports must be made by _____, and the Parties must complete all discovery of expert witnesses under Federal Rule of Civil Procedure 26(b)(4) by _____.

4. The final day upon which dispositive motions will be heard is _____.

5. A further case management conference is scheduled for _____ at _____. The Parties must file a joint case management statement by _____ in accordance with Civil L.R. 16-10(d).

6. The Parties must meet and confer to discuss the preparation of a joint pretrial statement, which is due by _____.

7. A pretrial conference is scheduled for _____.

8. A jury trial will be held on _____ at _____.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

UNITED STATES DISTRICT COURT
MAGISTRATE JUDGE
HON. NATHANAEL COUSINS

CERTIFICATE OF SERVICE

Jouan v. The Leland Stanford Jr. University
USDC/NDCA, Case No. 5:22-CV-03779-BLF

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is: Gordon Rees Scully Mansukhani, LLP
 275 Battery Street, Suite 2000, San Francisco, CA 94111. On the date set forth below, I served the within documents:

JOINT REQUEST TO MODIFY SCHEDULING ORDER AND [PROPOSED] ORDER

- ☒ **Via E-Mail:** by transmitting via electronic mail the document(s) listed above to the email address(es) set forth below.
- ☐ **Via Hand:** by causing the document(s) listed above to be hand delivered to the person(s) at the address(es) set forth below.
- ☐ **Via Fed Ex:** by placing a true copy thereof enclosed in a sealed envelope, at a station designated for collection and processing of envelopes and packages for overnight delivery by FedEx as part of the ordinary business practices of Gordon Rees Scully Mansukhani, LLP described below, addressed as follows:
- ☐ **Via U.S. Mail:** by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in United States mail in the State of California at San Francisco, addressed as set forth below.


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I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on September 15, 2023 at San Francisco, California.



 Stacey Drucker